

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7154

BILL NUMBER: HB 1200

NOTE PREPARED: Jan 3, 2011

BILL AMENDED:

SUBJECT: Immunity for certain brownfield activities.

FIRST AUTHOR: Rep. Davis

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: **GENERAL**
 X DEDICATED
 FEDERAL

IMPACT: State

Summary of Legislation: This bill provides that, under certain circumstances, a person who (1) owns or otherwise legally possesses a brownfield; and (2) installs watertight pavement or another watertight hard substance on the surface of the brownfield; is not liable under the environmental management laws for costs or damages associated with the presence of a hazardous substance, a contaminant, petroleum, or a petroleum product that is located beneath the surface of the brownfield.

Effective Date: July 1, 2011.

Explanation of State Expenditures:

Explanation of State Revenues: The bill provides that the owner or installer would not be liable for costs or damages associated with the contamination beneath the surface of a brownfield. The provision would eliminate reimbursements that IDEM could receive for costs and damages. Any money recovered would have been used to cover costs. The specific impact is indeterminable.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: IDEM.

Local Agencies Affected:

Information Sources:

Fiscal Analyst: Bernadette Bartlett, 317-232-9586.